

## REMARKS

### A. Amendments to the Claims

Claims 1, 63, and 64 are herein amended. Claims 1–12, 16–24, 30, 32–35, and 56–69 are to remain pending following entry of this amendment.

No substantive change to the scope of any claim is intended: the amendments are intended solely to correct certain matters of form and thereby to put the claims into a better condition for appeal. For purposes of determining the applicability to the claim amendments herein of *Festo Corp. v. Shoketsu Kizoku Kogyo Kabushiki Co., Ltd.*, 535 U.S. 722 (2002), the applicants do not admit that any claim amendment was made to avoid prior art, or for a substantial reason relating to patentability, or to narrow the scope of any claim. The applicants do not waive any rights to any subject matter and specifically reserve the right to rebut in an appropriate proceeding any presumption that may arise that any claim has been amended so as to implicate the principles enunciated in *Festo*.

### B. Claim Objections

In the Office action of June 6, 2008 (the “Office Action”), the examiner objected to claim 1, asserting that the claim was informal. It is respectfully submitted that the objection is moot in view of the amendment herein, and reconsideration and withdrawal are therefore respectfully requested.

### C. 35 U.S.C. § 112

In the Office Action, the examiner rejected claims 63 and 64 as indefinite under 35 U.S.C. § 112, second paragraph. It is respectfully submitted that the rejection is moot in view of the amendment herein, and reconsideration and withdrawal are therefore respectfully requested.

**D.     35 U.S.C. § 102**

In the Office Action, the examiner rejected claims 1–12, 16–24, 30, 32–35, and 56–69 under 35 U.S.C. § 102(e) as anticipated by U.S. patent no. 6839,707 to Lee *et al.* This amendment is filed with a Notice of Appeal and is intended only to put the claims into a better form for appeal. Consequently, this amendment is not intended to be a complete response to the Office Action, and the applicant does not here traverse this rejection.

**E.     Conclusion**

The applicant respectfully requests that the examiner enter the amendment herein as this amendment is intended solely to put the claims into better form for appeal. The examiner is invited to call the applicant's undersigned representative to discuss any issues relating to this application.

Respectfully submitted,

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